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In re Application of	:	DECISION ON RENEWED
MORDAUNT et al	:	
Int. Application: PCT/US2003/029132	:	REQUEST UNDER
Application No.: 10/531,691	:	
Int. Filing Date: 16 October 2003	:	37 CFR 1.47(a) AND
Priority Date: 17 October 2002	:	
Attorney's Docket No.: P-5458-US	:	PETITION UNDER
For: SYSTEM, METHOD... WAVELENGTHS	:	37 CFR 1.497(d)

This is in response to the "RENEWED REQUEST 37 CFR 1.497(d) and RENEWED PETITION UNDER 37 C.F.R. §1.47(a)" filed on 23 April 2007.

BACKGROUND

In a decision from this Office on 23 February 2007, the initial request under 37 CFR 1.497(d) and the petition under 37 CFR 1.47(a) were dismissed.

On 23 April 2007, petitioner submitted a "Renewed Request under 37 CFR 1.497(d) and the petition under 37 CFR 1.47(a)" requesting reconsideration of the Office's decision of 23 February 2007 with respect to accepting the above application with the added joint inventor David A. Dewey and without the signature of nonsigning inventor David Mordaunt.

DISCUSSION

REQUEST UNDER 37 CFR 1.497(d):

A review of the renewed request reveals that applicants have satisfied items (1) - (3) of 37 CFR 1.497(d).

In regard to item (1), applicants have provided a properly executed composite declaration.

Accordingly, the request is deemed to satisfy requirements (1), (2), and (3) under 37 CFR 1.497(d).

For the reasons above, the request under 37 CFR 1.497(d) is **GRANTED**.

PETITION UNDER 37 CFR 1.47(a):

Petitioner has now satisfied item (1) –(4) of 37 CFR 1.47(a).

Regarding requirement (1), petitioner has provided the petition fee of \$200.00 under 37 CFR 1.17(g) because it has been charged to the Deposit Account No. 50-3355.

Regarding requirement (2), in this case, it has been sufficiently demonstrated that a copy of the application papers were e-mailed to the non-signing inventor, David Mordaunt, for his review and signature, and that the papers were received by him.

Regarding requirement (3), petitioner has provided a statement of the last known address of the missing inventor.

Regarding requirement (4), petitioner has provided a properly executed composite declaration.

Consequently, the current record does sufficiently establish Mr. Mordaunt's refusal to join in the application. Petitioner has now satisfied items (1), (2), (3), and (4) under 37 CFR 1.47(a), thus completing the requirements under 37 CFR 1.47(a).

CONCLUSION

The request under 37 CFR 1.497(d) is **GRANTED**.


The petition under 37 CFR 1.47(a) is **GRANTED**.

The Application Division and the International Division are authorized to accept the application as a 37 CFR 1.47(a) application and to mail a filing receipt. The application will be given a 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) date of **23 April 2007**.

As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the non-signing inventor at his last known address of record.

A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.

This application is being forwarded to the United States Designated/Elected Office (DO/EO/US) for continued processing under 35 U.S.C. 371.


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